

APPEAL NO: 03-21-00053-CV

**In the Court of Appeals
for Third District of Texas**

FILED IN
3rd COURT OF APPEALS
AUSTIN, TEXAS
6/21/2021 10:59:14 AM
JEFFREY D. KYLE
Clerk

Mary Louise Serafine,
PLAINTIFF-APPELLANT,

v.

***Karin Crump, in her individual and official capacities as Presiding Judge of the
250th Civil District Court of Travis County, Texas; and Melissa Goodwin, in her
individual and official capacities as Justice of the Third Court of Appeals at
Austin, Texas; David Puryear and Bob Pemberton, in their individual capacities
as former justices of the Third Court of Appeals at Austin, Texas,***
DEFENDANTS-APPELLEES.

**ON APPEAL FROM THE 345TH JUDICIAL DISTRICT COURT OF TRAVIS COUNTY,
TEXAS**

OPPOSITION TO APPELLANTS' THIRD MOTION FOR EXTENSION

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Appellee Justices Puryear, Pemberton, and Goodwin file this opposition to Appellant Mary Lou Serafine's **third** request for an extension of the deadline to file her brief. This Court should decline to grant this motion. Currently, Serafine is embroiled in a federal case that she brought to challenge the constitutionality of Chapter 11 of the Texas Civil Practice and Remedies Code, the very same statute that she was found vexatious under and she appeals in this case. *See Serafine v. Abbott*, Case No. 1:20-cv-01249 (W.D. Tex. 2020). It is logical to infer that Serafine has been seeking multiple extensions of her challenge to the trial court declaring her vexatious in the hopes that the federal court would declare the statute unconstitutional, rendering this appeal unnecessary. This Court should decline to allow Serafine to continue to use dilatory tactics to gain an advantage in this litigation and require her to meet her deadline to file a brief.

CONCLUSION

Appellee Justices respectfully request that this Court deny Serafine's motion for extension as well as any future motions.

Respectfully submitted.

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NOTICE OF ELECTRONIC FILING

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that I have electronically submitted for filing, a true and correct copy of the foregoing in accordance with the File and Serve Texas system of the 3rd Court of Appeals on June 21, 2021.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

CERTIFICATE OF SERVICE

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing has been served via email, through File and Serve Texas, on June 21, 2021, to all counsel of record.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

RULE 9.4(I) CERTIFICATE OF COMPLIANCE

I certify that this computer-generated document, accounting for Rule 9.4(i)(1)'s inclusions and exclusions, is 174 words, as calculated by Microsoft Word 2016, the computer program used to prepare this document.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

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